

### **REMARKS**

Claims 1, 4, 6-15, 18, 20-31, 34 and 36-49 are pending. Claims 1, 15 and 29 are independent and hereby amended. No new matter has been added. Claims 2, 3, 16, 17, 32 and 33 have been canceled without prejudice or disclaimer to the subject matter. Claims 5, 19 and 35 were previously canceled without prejudice or disclaimer to the subject matter. Reconsideration and further examination are respectfully requested.

Claims 1-4, 6-18 and 20-28 were rejected under 35 U.S.C. §101 as allegedly being directed towards non-statutory subject matter. Without conceding correctness of the rejections, and solely to advance prosecution of the presently recited subject matter, Independent claims 1 and 15 have been amended, thereby rendering the claim rejections moot. Support for the amended subject matter can be found in the Specification, for example, at least in paragraphs 0020-0023, and Figure 1, among other areas of the Specification. Therefore, Applicant respectfully requests reconsideration and withdrawal of the 35 U.S.C. § 101 rejections.

On page 3 of the Office Action, the subject matter of claims 3, 17 and 33 were indicated as allowable. Solely to advance prosecution of allowable subject matter, without prejudice and without conceding the correctness of the Examiner's position regarding the other pending claims, Applicant herewith has amended Independent Claims 1, 15 and 29, to incorporate the allowable subject matter of claims 3, 17 and 33, and their intervening claims, respectively.

For at least the foregoing reasons, Claims 1, 15 and 29 and the claims that depend from claims 1, 15 and 29 are believed to be in condition for allowance. In the event that the next paper is not a Notice of Allowance, the Examiner is respectfully requested to contact Applicant's undersigned representative.

Therefore, it is submitted that the currently pending claims are in condition for allowance and Notice to that effect is respectfully solicited. In the event that the Examiner is of the opinion that a brief telephone or personal interview will facilitate allowance of one or more of the above claims, he is respectfully requested to contact Applicant's undersigned representative.

The Applicant's attorney may be reached by telephone at 212-801-6729. All correspondence should continue to be directed to the address given below, which is the address associated with Customer Number 76058.

The Commissioner is hereby authorized to charge any required fee in connection with the submission of this paper, any additional fees which may be required, now or in the future, or credit any overpayment to Account No. 50-1561. Please ensure that the Attorney Docket Number is referenced when charging any payments or credits for this case.

Date: July 8, 2010

Respectfully submitted,

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